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Attorneys for Defendant
NOVA WINES, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

PETE LIVINGSTON,

Plaintiff,

v.

KEYA MORGAN aka KEYARASH
MAZHARI aka KEYA MAZHARI, KEYA
GALLERY, NOVA WINES, INC.,

Defendants.

CASE NO. C06-02389 MMC

**STIPULATION TO EXTEND THE
DEADLINE FOR MEDIATION;
~~[PROPOSED]~~ ORDER**

Judge: The Hon. Maxine M. Chesney

Plaintiff Pete Livingston (“Livingston”) and Defendant Nova Wines, Inc. (“Nova Wines”), through their respective counsel of record, hereby stipulate and respectfully request that the Court extend the deadline to conduct mediation from October 12, 2006 to November 30, 2006. This request is made due to the fact that there is a pending motion to dismiss filed by Nova Wines so the case is not yet at issue. Further, not all parties have made an appearance in this action. It is believed that Defendants Keya Morgan and Keya Gallery have not yet been served with the First Amended Complaint, and if they have, they have not filed any response. Mediation will not be productive if the case is not at issue and not all parties participate.

1 This short continuance is not expected to affect any other Case Management dates to be
2 scheduled by this Court.

3 It is so stipulated.

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5 Dated: September 28, 2006

ROPERS, MAJESKI, KOHN & BENTLEY

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7 By: /s/ Michael J. Ioannou
MICHAEL J. IOANNOU
8 Attorneys for Defendant
NOVA WINES, INC.


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10 Dated: September 28, 2006

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12 By: /s/ William M. Simpich
WILLIAM M. SIMPICH
13 TESFAYE W. TSADIK
Attorney for Plaintiff
14 PETE LIVINGSTON

15
16 **ORDER**

17 Pursuant to the above stipulation, it is hereby ordered that the deadline to conduct
18 mediation in this matter is November 30, 2006.

19 Date: September 29, 2006

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22 MAXINE M. CHESNEY
23 JUDGE, UNITED STATES DISTRICT COURT

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A Professional Corporation
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